IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

CIVIL APPLICATION NO.2862 OF 2005

IN

FIRST APPEAL STAMP NO.13693 OF 2005

Shivajirao Narayan Kokate : Appellant.

versus

M/s.Sunako Construction & Anr. : Respondents.

Ms.Kenjal i/by Mr.J.S.Kini for the appellant.

CORAM : D.G.DESHPANDE,J.

DATED : 26th October 2005.

ORAL ORDER

1. This is an application for condonation of delay of 102 days. Heard the advocate for the appellant. Nobody is present for the respondents, even though the respondents are served as per the office note. No reply is filed. According to the appellant, the delay occurred because the wife of the petitioner was

suffering from various ailments and the petitioner had also got injured due to his legal fractured and ill-health of both of them is the cause of delay. The delay has been satisfactorily explained. Hence the civil application is allowed. Delay is condoned. Civil Application is disposed of. Put up the appeal for admission after six weeks. Issue notices of other civil applications, returnable six weeks.

[D.G.DESHPANDE,J]